

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

WP(C).No. 15727 of 2007(V)

PETITIONER:

SREENITH K.P.,
S/O.K.T.SREEDHARAN, AGED 30 YEARS,
UPPER PRIMARY SCHOOL ASSISTANT, CHOVVA HIGHER
SECONDARY SCHOOL, P.O.CHOVVA, KANNUR DISTRICT.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

1. THE STATE OF KERALA REPRESENTED BY THE
PRINCIPAL SECRETARY TO GOVERNMENT, GENERAL
EDUCATION DEPARTMENT, SECRETARIAT, TRIVANDRUM.
2. THE DIRECTOR OF PUBLIC INSTRUCTION,
JAGATHY, TRIVANDRUM-14.
3. THE DISTRICT EDUCATIONAL OFFICER,
KANNUR P.O., KANNUR-2.
4. SRI.K.R.LAKSHMANAN,
MANAGER, CHOVA HIGHER SECONDARY SCHOOL,
P.O.CHOVVA, KANNUR DISTRICT.
5. THE HEADMASTER,
CHOVVA HIGHER SECONDARY SCHOOL,
P.O.CHOVVA, KANNUR DISTRICT.

BY GOVERNMENT PLEADER SMT.LAKSHMI RANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25/05/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.15727 OF 2007

Dated this the 25th day of May, 2007

JUDGMENT

Petitioner was initially appointed as Upper Primary School Assistant in the school under the management of respondent no.4 in a temporary vacancy. Later, he was accommodated against a resignation vacancy with effect from June 5, 2003. It is the case of the petitioner that the said vacancy was a regular one and therefore the appointment was liable to be approved as ordered by respondent no.2 in Ext.P4 order. However, the controlling officer took a different view in the matter and he ordered that appointment of the petitioner was liable to be approved only with effect from 2nd June, 2004 to 25th July, 2007. It is brought to my notice that the petitioner has challenged the above order under Rule 92 of Chapter XIV-A. A copy of the revision petition filed by the petitioner is on record as Ext.P6. Learned counsel submits that petitioner would be satisfied, if an appropriate direction is issued to respondent no.1 to consider and pass orders on Ext.P6 without any delay.

2. In the above facts and circumstances, writ petition is disposed of with a direction to respondent no.1 to consider and pass orders on Ext.P6 strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment. Needless to mention that petitioner shall be afforded sufficient opportunity to be heard before any orders are passed by respondent no.1 in the matter. Petitioner shall produce a copy of the writ petition along with a certified copy of the judgment before respondent no.1 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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